IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

ISMAIL HAKIM MALIK SHABAZZ,)	
Petitioner,)	
)	
v.)	2:06-cv-00056-RDP
)	
WARDEN ARNOLD HOLT and)	
THE ATTORNEY GENERAL OF)	
THE STATE OF ALABAMA,)	
)	
Respondents.)	

MEMORANDUM OF OPINION

The court has considered the entire file in this action together with the Magistrate Judge's Report and Recommendation and has reached an independent conclusion that the Magistrate Judge's Report and Recommendation is due to be adopted and approved. The court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of the court. In accordance with the recommendation, this petition for writ of habeas corpus is due to be dismissed with prejudice. An appropriate order will be entered.

DONE and **ORDERED** this 22nd day of March, 2006.

R. DAVID PROCTOR

UNITED STATES DISTRICT JUDGE